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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/519,563	03/06/2000	Markus Haller	P-7354.03 CIP2	8702

27581 7590 09/04/2003

MEDTRONIC, INC.  
710 MEDTRONIC PARKWAY NE  
MS-LC340  
MINNEAPOLIS, MN 55432-5604

EXAMINER

THOMPSON, MICHAEL M

ART UNIT PAPER NUMBER

3763

DATE MAILED: 09/04/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO/ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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11

DATE MAILED:

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Commissioner for Patents

Art Unit: 3763

1. The reply filed on June 17, 2003 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): In Applicant's traversal, the election of Species A, sub-species 1 Figures 2a, 2b, 4, and 5 are noted. However this election is not proper since Applicant failed to provisionally indicate which claims read on the elected species. Please note that the Election/Restriction mailed October 01, 2002 indicated in paragraph 4, page 2, that a proper reply also includes, "a listing of all claims readable thereon." Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

#### **Contacts**

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Michael Thompson whose telephone number is (703) 305-1619. The Examiner can normally be reached on Monday through Friday from 9 am to 5 PM.

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's Primary, Brian Casler, can be reached on (703) 308-3552. The official fax phone number for submissions to the organization where this application or proceeding is assigned is (703) 872-9302. The official fax phone number for submission of After Final response is (703) 872-9303.

Michael M. Thompson

Patent Examiner

MT 

August 25, 2003

**BRIAN L. CASLER**  
**SUPERVISORY PATENT EXAMINER**  
**TECHNOLOGY CENTER 3700**